

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 01-830-CIV-KING/O'SULLIVAN

GOVERNMENT OF THE ARUBA,

Plaintiff,

vs.

RAFAEL A. SANCHEZ,
MOTORSPORTS AMERICAS, INC.,
and SANCHEZ MOTORSPORTS
GROUP, INC.,

Defendants.

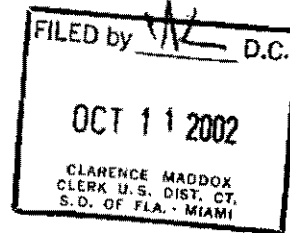
MOTORSPORTS AMERICAS, INC.
and SANCHEZ MOTORSPORTS
GROUP, INC.,

Counter-Plaintiffs,

v.

GOVERNMENT OF THE ARUBA,

Counter-Defendant.



ORDER GRANTING
EMERGENCY MOTION FOR ORDER *NUNC PRO TUNC*
AUTHORIZING
WRITS OF GARNISHMENT AFTER JUDGMENT

THIS CAUSE is before the Court upon the Defendants/Counter-Plaintiffs' Emergency Motion for Order *Nunc Pro Tunc* Authorizing Writs of Garnishment After Judgment.

After a careful review of the record and the Court being otherwise fully advised, the Court finds, pursuant to 28 United States Code Section 1610(c) of the Foreign Sovereign Immunities Act, that a reasonable period of time has elapsed following the entry of judgment and that Defendant/Counter-Plaintiff, Government of Aruba, has not posted a *supersedeas* bond and

has indicated that it will not make payment of the judgment and will not post a *supersedeas* bond. As a result, it is

ORDERED and ADJUDGED that the Emergency Motion for Order *Nunc Pro Tunc* Authorizing Writs of Garnishment After Judgment is hereby GRANTED. It is further,

ORDERED and ADJUDGED, that the following writs previously issued and served are authorized pursuant 28 United States Code Section 1610(c) of the Foreign Sovereign Immunities Act, *nunc pro tunc* as of the date of their issuance:

- American Airlines, Inc. – issued on September 27, 2002, served on September 27, 2002;
- Aruba Tourism Authority – issued on September 27, 2002, served on October 1, 2002;
- Aruba Convention Bureau – issued on September 27, 2002, served on October 2, 2002;
- Celebrity Cruises, Inc. – issued on September 27, 2002, served on September 27, 2002;
- El Paso Corporation – issued on September 27, 2002, served on El Paso LLC on September 30, 2002, answer dated October 1, 2002;
- El Paso Merchant Energy Company – issued on October 3, 2002, served on October 4, 2002;
- Merrill Lynch & Co. – issued on September 27, 2002, served on September 27, 2002, answer dated September 30, 2002, amended answer dated October 8,

2002;

- Merrill Lynch Pierce Fenner & Smith Incorporated - issued October 8, 2002, served on October 8, 2002, answer dated October 8, 2002;
- Norwegian Cruise Lines, Inc. – issued on September 27, 2002, served on September 27, 2002;
- Royal Caribbean Cruises, Ltd. – issued on September 27, 2002, served on September 27, 2002;
- Star Clippers, Ltd., Corp. issued on September 27, 2002, served on September 30, 2002; and
- U.S. Airways, Inc. – issued on September 27, 2002, served on September 27, 2002.

DONE and ORDERED in Chambers, at the James Lawrence King Federal Building and United States Courthouse, Miami, Florida, on this 11 day of October __, 2002.


JAMES LAWRENCE KING
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF FLORIDA